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## PART IV.

Acts of the Indian Legislature assented to by the Governor General.

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GOVERNMENT OF INDIA.

## LEGISLATIVE DEPARTMENT.

The following Act of the Indian Legislature received the assent of the Governor General on the 25th January, 1922, and is hereby promulgated for general information :—

### ACT No. I OF 1922.

*An Act further to amend the Indian Electricity Act, 1910.*

WHEREAS it is expedient further to amend the Indian Electricity Act, 1910 ; It is hereby enacted as follows :—

1. This Act may be called the Indian Electricity (Amendment) Act, 1922.

2. For clause (l) of section 2 of the Indian Electricity Act, 1910 (hereinafter referred to as the said Act), the following shall be substituted, namely :—

- a) 'service line' means any electric supply through which energy is, or is intended to be, supplied by a licensee—
- b) to a single consumer either from a distributing main or immediately from the licensee's premises, or
- c) from a distributing main to a group of consumers on the same premises or on

adjoining premises supplied from the same point of the distributing main."

3. In sub-clause (ii) of clause (a) of sub-section (2) of section 3 of the said Act, for the words "General Officer Commanding the Division," the words "Director of Military Works" shall be substituted.

4. In section 17 of the said Act,—

Amendment of section 17, Act IX of 1910.

(a) in sub-section (1), for the words "not being service lines immediately attached or intended to be immediately attached to a distributing main," the words "not being either service lines" shall be substituted; and

(b) in sub-section (2), after the word "laying," the words "or placing" shall be inserted, and the words "underground" and "immediately attached or intended to be immediately attached to a distributing main" shall be omitted.

**5. In section 18 of the said Act,—**

Amendment of section 18, Act IX of 1910.

(a) for sub-section (3), the following sub-section shall be substituted, namely :—

“(3) Where any tree standing or lying near an aerial line, or where any structure or other object which has been placed or has fallen near an aerial line subsequently to the placing of such line, interrupts or interferes with, or is likely to interrupt or interfere with, the conveyance or transmission of energy or the accessibility of any works, a Magistrate of the first class or, in a Presidency-town or Rangoon, the Commissioner of Police, may, on the application of the licensee, cause the tree, structure or object to be removed or otherwise dealt with as he thinks fit”; and

(b) after sub-section (4), the following *Explanation* shall be added, namely :—

“*Explanation.*—For the purposes of this section, the expression “tree” shall be deemed to include any shrub, hedge, jungle-growth or other plant.”

**6. After section 19 of the said Act, the following section shall be inserted under the heading “Supply,” namely :—**

Insertion of new section 19A in Act IX of 1910.

“19A. For the purposes of this Act, the point at which the supply of energy by a licensee to a consumer shall be deemed to commence shall be determined in such manner as may be prescribed.”

**7. In section 20 of the said Act,—**

Amendment of section 20, Act IX of 1910.

(a) in clause (a) of sub-section (1), after the word “supply-lines,” the word “meters,” shall be inserted; and

(b) after sub-section (2), the following sub-section shall be added, namely :—

“(3) Where a consumer refuses to allow a licensee or any person authorised as aforesaid to enter his premises in pursuance of the provisions of sub-section (1) or sub-section (2), or, when such licensee or person has so entered, refuses to allow him to perform any act which he is authorised by those sub-sections to perform, or fails to give reasonable facilities for such entry or performance, the licensee may, after the expiry of twenty-four hours from the service of a notice in writing on the consumer, cut off the supply to the consumer for so long as such refusal or failure continues, but for no longer.”

**8. In section 21 of the said Act, sub-section (2) shall be re-numbered (4), and after sub-section (1), the following sub-sections shall be inserted, namely :—**

Amendment of section 21, Act IX of 1910.

“(2) Subject to the provisions of sub-section (1), a licensee may, with the previous sanction of the Local Government, given after consulting the local authority, where the licensee is not the

local authority, make conditions not inconsistent with this Act or with his license or with any order made under this Act, to regulate his relations with persons who are or intend to become consumers, and may with the like sanction given after the like consultation add to or alter or amend any such conditions; and any conditions made by a licensee without such sanction shall be null and void:

Provided that any such conditions made before the 23rd day of January 1922 shall, if sanctioned by the Local Government on application made to the licensee before such date as the Local Government may, by general or special order, fix in this behalf, be deemed to have been made in accordance with the provisions of this sub-section.

(3) The Local Government may, after the like consultation, cancel any condition or part of a condition previously sanctioned under sub-section (2) after giving to the licensee not less than one month's notice in writing of its intention so to do.

**9. To section 23 of the said Act, the following sub-sections shall be added under the heading “Supply,” namely :—**

Amendment of section 23, Act IX of 1910.

“(3) In the absence of an agreement to the contrary, a licensee may charge for energy supplied by him to any consumer—

- (a) by the actual amount of energy so supplied, or
- (b) by the electrical quantity contained in the supply, or
- (c) by such other method as may be approved by the Local Government.

(4) Any charges made by a licensee under clause (c) of sub-section (3) may be based upon, and vary in accordance with, any one or more of the following considerations, namely :—

- (a) the consumer's load factor, or
- (b) the power factor of his load, or
- (c) his total consumption of energy during any stated period, or
- (d) the hours at which the supply of energy is required.”

**10. In section 24 of the said Act,—**

Amendment of section 24, Act IX of 1910.

(a) the first paragraph ending with the words “but no longer” shall be re-numbered as sub-section (1), and, in that sub-section as re-numbered, for the words “other sums” where they first occur, the words “sum, other than a charge for energy”, shall be substituted; and

(b) the proviso shall be re-numbered sub-section (2), and, in that sub-section as re-numbered, the words “Provided that” shall be omitted, and the following proviso shall be substituted, namely :—

“Provided that the prohibition contained in sub-section (1) shall not apply in any case in which the licensee has made a request in writing to the consumer for a deposit with the Electric Department of the amount of the licensee's charges in dispute or for the deposit of the licensee's

further charges for energy as they accrue, and the consumer has failed to comply with such request."

**11.** In sub-section (6) of section 26 of the said Act, the words "on the basis of the previous supply" shall be omitted, and to the sub-section the following proviso shall be added, namely:—

"Provided that, before either a licensee or a consumer applies to the Electric Inspector under this sub-section, he shall give to the other party not less than seven days' notice of his intention so to do."

**12.** To the third proviso to section 27 of the said Act, the following shall be added, namely:—

"unless the Local Government, after such inquiry as it thinks fit, considers that such consent has been unreasonably withheld."

**13.** In sub-section (1) of section 28 of the said Act, the first proviso and the word "also" in the second proviso shall be omitted.

**14.** In clause (b) of sub-section (1) of section 30 of the said Act,—

(a) in sub-clause (ii) for the figures "1881" the figures "1911" shall be substituted; and

(b) after sub-clause (iii), the following shall be inserted, namely:—  
"or

(iv) to which the Local Government, by general or special order, declares the provisions of this sub-section to apply."

**15.** For sub-section (1) of section 33 of the said Act, the following sub-section shall be substituted, namely:—

"(1) If any accident occurs in connection with the generation, transmission, supply or use of energy in, or in connection with, any part of the electric supply-lines or other works of any person, and the accident results or is likely to have resulted in loss of life or personal injury, such person shall give notice of the occurrence, and of any loss of life or personal injury actually occasioned by the accident, in such form and within such time and to such authorities as the Local Government may, by general or special order, direct."

**16.** In section 35 of the said Act, sub-section (3) shall be omitted, and sub-section (4) shall be re-numbered (3), and in sub-section (3) as re-numbered, clauses (a), (b) and (c) shall be re-numbered (b), (c) and (d), respectively, and the following shall be inserted as clause (a), namely:—

"(a) determine the number of members of which any such Board shall be constituted and the manner in which such members shall be appointed."

**17.** To sub-section (3) of section 36 of the said Act, the words "or, if the Governor General in Council or the Local Government, as the case may be, by general or special order, so directs, to an Advisory Board" shall be added.

**18.** In section 37 of the said Act,—

Amendment of section 37, Act IX of 1910.

(a) in clause (j) of sub-section (2), the word "and" at the end shall be omitted, and after clause (k) of the same sub-section, the following shall be inserted, namely:—  
"and

(l) provide for any matter which is to be or may be prescribed"; and

(b) sub-section (3) shall be re-numbered (4), and the following sub-section shall be inserted after sub-section (2), namely:—

"(3) Any rules made in pursuance of clause (f) or clause (k) of sub-section (2) shall be binding on the Crown."

**19.** In section 44 of the said Act,—

Amendment of section 44, Act IX of 1910.

(a) for the words "three hundred" and "thirty," the words "five hundred" and "fifty," respectively, shall be substituted;

(b) for the words "the existence of artificial means," the words "if it is proved that any artificial means exist" shall be substituted;

(c) for the words "shall, where," the words "and that" shall be substituted; and

(d) for the words "be *prima facie* evidence," the words "it shall be presumed, until the contrary is proved," shall be substituted.

**20.** In section 51 of the said Act, for the words "Governor General in Council" in both places where they occur, the words "Local Government" shall be substituted.

**21.** In clause (a) of sub-section (1) of section 53 of the said Act, for the words "the Secretary in the Public Works Department," the words "such officer as the Governor General in Council or the Local Government, as the case may be, may designate in this behalf" shall be substituted.

**22.** In section 55 of the said Act, after the word and figures "section 18," the words, figures and brackets "or section 34, sub-section (2)" shall be inserted.

**23.** In sub-clause (1) of clause VI of the Schedule to the said Act,—

(a) after the word "where" where it first occurs, the words "after distributing mains have been laid down under the provisions of clause IV or clause V and the supply of energy through those mains or any of them has commenced," shall be inserted.

(b) for the words "one hundred yards from any distributing main," the words "the area of supply" shall be substituted;

(c) after the words "within one month from the making of the requisition," the words "or within such longer period as the Electric Inspector may allow" shall be inserted;

(d) to clause (d) of the second proviso, the following words shall be added, namely:—

"but the licensee shall re-connect the supply with all reasonable speed on the cessation of the act or default or both, as the case may be, which entitled him to discontinue it"; and

(e) in the fourth proviso—

(i) for the words "in the event of any requisition being made for a supply of energy from any distributing main of which", the words "if any requisition is made for a supply of energy and" shall be substituted; and

(ii) for the word "it" in clause (a), the words "the nearest distributing main" shall be substituted.

**24.** For clause VII of the Schedule to the said Act, the following shall be substituted, namely:—

Substitution of new clause VII of the Schedule to Act IX of 1910.

"VII. The licensee shall, before commencing

Further provisions as to laying of service lines.

to lay down or place a service line in any street in which a distributing main has not already been laid down or placed, serve upon the local authority (if any) and upon the owner or occupier of all premises abutting on so much of the street as lies between the points of origin and termination of the service line so to be laid down or placed twenty-one days' notice stating that the licensee intends to lay down or place a service line, and intimating that, if within the said period the local authority or any five or more of such owners or occupiers require, in accordance with the provisions of the licence, that a supply shall be given for any public lamps or to their premises, as the case may be, the necessary distributing main will be laid down or placed by the licensee at the same time as the service line."

**25.** In sub-clause (1) of clause VIII of the Schedule to the said Act,—

Amendment of clause VIII of Schedule to Act IX of 1910.

(a) after the word "where" the words "after distributing mains have been laid down under the provisions of clause IV or clause V and the supply of energy through those mains or any of them has commenced" shall be inserted; and

(b) for the words "distance of one hundred yards from any distributing main," the words "area of supply" shall be substituted.

**26.** In clause X of the Schedule to the said Act, —

Amendment of clause X of Schedule to Act IX of 1910.

(a) the first part of the clause up to and including sub-clause (c) shall be omitted;

(b) the first proviso shall be re-numbered sub-clause (1), and in that sub-clause as re-numbered—

(i) the words "Provided, first, that" shall be omitted, and

(ii) for the words "so approved by the Local Government," the words, figures and brackets "approved by the Local Government in accordance with section 28, sub-section (3), clause (c), of the Indian Electricity Act, 1910" shall be substituted;

(c) the second proviso shall be re-numbered sub-clause (2), and from that sub-clause as re-numbered the words "Provided, secondly, that" shall be omitted; and

(d) the third proviso shall be re-numbered sub-clause (3), and from that sub-clause as re-numbered the words "Provided, thirdly, that," shall be omitted.

**27.** In the first proviso to clause XI of the Amendment of clause Schedule to the said Act,—  
XI of Schedule to Act IX of 1910.

(a) the words "or is satisfied" shall be omitted; and

(b) for the words "may, after such inquiry (if any) as it thinks fit, make an order accordingly," the following shall be substituted, namely:—

"shall refer the matter to an Advisory Board and, if the Board recommends any alteration, may make an order in accordance with such recommendation."

**28.** After clause XI of the Schedule to the said Act, the following clause shall be inserted, namely:—

"XI-A A licensee may charge a consumer a minimum charge for energy of such amount and determined in such manner as may be specified by his licence, and such minimum charge shall be payable notwithstanding that no energy has been used by the consumer during the period for which such minimum charge is made."

**29.** In clause XVI of the Schedule to the said Amendment of clause Act,—  
XVI of Schedule to Act IX of 1910.

(a) in sub-clause (1) for the words "and the approximate height above or depth," the words "and, in the case of underground works, the approximate depth" shall be substituted;

(b) for sub-clause (2), the following shall be substituted, namely:—

"(2) Every such plan shall be drawn to such scale as the Local Government may require: provided that no scale shall be required unless maps of the locality on that scale are for the time being available to the public"; and

(c) for sub-clause (3), the following shall be substituted, namely:—

"(3) Every such section shall be drawn to horizontal and vertical scales which shall be such as the Local Government may require."

H. MONCRIEFF SMITH,  
Secretary to the Government of India.

## GOVERNMENT OF INDIA.

## LEGISLATIVE DEPARTMENT.

The following Act of the Indian Legislature received the assent of the Governor General on the 25th January, 1922, and is hereby promulgated for general information :—

## ACT NO. II OF 1922.

*An Act further to amend the Indian Factories Act, 1911.*

WHEREAS it is expedient further to amend the Indian Factories Act, 1911; It is hereby enacted as follows :—

1. (1) This Act may be called the Indian Factories (Amendment) Act, 1922.  
Short title, extent and commencement.

(2) It extends to the whole of British India, including British Baluchistan and the Sonthal Parganas

(3) It shall come into force on the first day of July, 1922.

2. In section 2 of the Indian Factories Act, 1911 (hereinafter referred to as the said Act),—

(a) in clause (1), for the word "fourteen" the word "fifteen" shall be substituted;

(b) for clause (3) the following clause shall be substituted, namely :—

"(3) 'factory' means—

(a) any premises wherein, or within the precincts of which, on any one day in the year not less than twenty persons are simultaneously employed and steam, water or other mechanical power or electrical power is used in aid of any process for, or incidental to, making, altering, repairing, ornamenting, finishing or otherwise adapting for use, for transport or for sale any article or part of an article; or

(b) any premises wherein, or within the precincts of which, on any one day in the year not less than ten persons are simultaneously employed and any such process is carried on, whether any such power is used in aid thereof or not which have been declared by the Local Government, by notification in the local official Gazette, to be a factory;

A declaration under clause (b) may be made in respect of any class of premises, or in respect of any particular premises";

(c) for clauses (8) and (9), the following clause shall be substituted, namely :—

"(8) 'week' means the period between midnight on Saturday night and midnight on the succeeding Saturday night."

3. For section 3 of the said Act, the following section shall be substituted, namely :—  
Substitution of new section for section 3, Act XII of 1911.

"3. Nothing in this Act shall apply to any mine subject to the operation of the Indian Mines Act, 1901."

4. In section 7 of the said Act, for sub-section (2), the following sub-sections shall be substituted, namely :—

"(2) A certifying surgeon may revoke any certificate granted to a child under sub-section (1) if, in his opinion, the child is not fit for employment in a factory."

(3) Where a certifying surgeon refuses to certify that a person is fit for employment in a factory or revokes a certificate granted to a child in this behalf, he shall, if required by such person or parent or guardian of child, or by the person or child desires to be employed in such factory, state in writing his reasons for such refusal or revocation."

5. In section 8 of the said Act,—

Amendment of section 8, Act XII of 1911.

(a) for the words "any person practising medicine or surgery," the words "any registered practitioner" shall be substituted;

(b) in the proviso for the words "after the first date" to the end of the section, the words "for a period of more than three months" shall be substituted;

(c) after the proviso, the following *Explanation* shall be added, namely:—

"*Explanation*—In this section the expression 'registered practitioner' means any person registered under the Medical Act, 1858, or any Act amending the same or under any Act of any Legislature in British India providing for the maintenance of a register of medical practitioners, and includes, in any area where no such last-mentioned Act is in force, any person declared by the Local Government, by notification in the local official Gazette, to be a registered practitioner for the purposes of this section."

6. After section 8 in Chapter II of the said Act, the following section shall be inserted, namely:—

"8A. Where an Inspector is of opinion that a child employed in a factory is no longer fit for employment, he may serve on the manager of the factory a notice requiring that such child shall cease to be employed until he has been re-examined by a certifying surgeon or by a registered practitioner authorised by a certifying surgeon in this behalf."

7. To section 9 of the said Act, the following amendment of section 9, Act XII of 1911, shall be added, namely:—

"(d) the atmosphere shall not be rendered so humid by artificial means as to be injurious to the health of the persons employed therein."

8. In clause (c) of sub-section (1) of section 18 of the said Act, after the word "machinery," the words "and electrical fittings including live wires and switches" shall be inserted.

9. After section 18 of the said Act, the following insertion of new section 18A in Act XII of 1911, shall be inserted, namely:—

"18A. (1) If an Inspector is of opinion—  
Repairs to buildings or machinery.

(a) that any factory or part thereof is in such a condition as to be injurious to human life or safety, or

(b) that any part of the ways, works, machinery or plant used in a factory is in such a condition that it cannot be used without danger to human life, or safety,

the manager of the factory may, by writing, specifying the measures which he considers necessary for removing the danger, require him to carry them out before such date as may be specified therein.

(2) If, in the opinion of the Inspector, the use of any part of the ways, works, machinery or plant in a factory involves imminent danger to human life, he may serve on the manager of the factory an order in writing prohibiting the use thereof until it is duly repaired or altered."

10. After section 19 of the said Act, the following insertion of new sections 19A and 19B in Act XII of 1911, shall be inserted, namely:—

"19A. Where, in the opinion of the Inspector, the presence in any factory or any part thereof of children, who, by reason of their age, cannot, under the provisions of this Act, be lawfully employed therein, involves danger to, or injury to the health of, such children, he may serve on the manager of such factory an order in writing prohibiting the admission of such children to the factory or part thereof."

19B. No person under the age of eighteen years and no woman shall be employed in any factory in any of the operations specified in Part I of the Schedule, or, save in accordance with the regulations contained in Part II of the Schedule, in any operation involving the use of lead compounds."

11. In the proviso to section 20 of the said Act, after the word "roof," the words "or to such height as"

Inspector may, in any particular case, specify, shall be inserted.

12. For section 21 of the said Act, the following substitution of new section 21, Act XII of 1911, shall be substituted, namely:—

"21. (1) In every factory there shall be fixed,—

(a) for each person employed on each working day—

(i) at intervals not exceeding six hours, periods of rest of not less than one hour, or

(ii) at the request of the employees concerned, periods of rest of not less than half an hour each so arranged that, for each period of six hours work done, there shall be periods of rest of not less than one hour's duration in all, and that no person shall work for more than five hours continuously, and

(b) for each child working more than five and a half hours in any day, a period of rest of not less than half an hour.

(2) The period of rest under clause (b) shall be so fixed that no such child shall be required to work continuously for more than four hours."

13. To clause (b) of sub-section (1) of section 22 of the said Act, the following proviso shall be added, namely:—

"Provided that no such substitution shall be made as will result in any person working for more than ten consecutive days without a holiday for a whole day."

14. (1) In clause (a) of section 23 of the said Act, for the word "nine" the word "twelve" shall be substituted,

(2) In clause (c) of section 23 of the said Act, for the word "seven," the word "six" shall be substituted.

(3) The provisions of clause (a) of section 23 of the said Act, as hereby amended, shall not apply to any child lawfully employed in a factory on or before the first day of July, 1921.

15. In section 25 of the said Act, after the word "child," the words "or, save in such circumstances as may be prescribed, any other person" shall be inserted.

16. In section 26 of the said Act, for the words "woman or child" and the words "woman and child," the word "person" shall be substituted.

17. For section 27 of the said Act, the following sections shall be substituted, namely:—

"27. No person shall be employed in a factory for more than sixty hours in any one week.

28. No person shall be employed in any factory for more than eleven hours in any one day."

18. For Chapter V of the said Act, the following Chapter shall be substituted, namely:—

#### " CHAPTER V.

##### EXCEPTIONS.

19. Nothing in any of the following sections, namely, 21, 22, 24, 26, 27 and 28, shall apply to persons who may, by rules made by the Local Government under this Act, be defined to be persons holding positions of supervision or management or to persons employed in a confidential capacity.

30. (1) Where it is proved to the satisfaction of the Local Government—

(a) that any class of work in a factory is in the nature of preparatory or complementary work which must necessarily be carried on outside the limits laid down for the general working of the factory; or

(b) that the work of any class of workers is essentially intermittent; or

(c) that there is in any class of factories any work which necessitates continuous production for technical reasons; or

(d) that any class of factories supplies the public with articles of prime necessity which must be made or supplied every day; or

(e) that in any class of factories the work performed, by the exigencies of the trade or by its nature, cannot be carried on except at stated seasons or at times dependent on the irregular action of natural forces;

the Local Government may, subject to the control of the Governor General in Council, by notification in the local official Gazette, exempt on such conditions, if any, as it may impose—

in case (a) such class of work from all or any of the provisions of sections 27 and 28;

in case (b) work of the nature described from all or any of the provisions of sections 22, 27 and 28;

in case (c) work of the nature described from the provisions of sections 21 and 22;

in cases (d) and (e) such class of factories from the provisions of section 22.

(2) The Local Government may, by general or special order, exempt for such period as may be specified in the order and on such conditions, if any, as it may impose, any factory from all or any of the provisions of sections 21, 22, 27 and 28, on the ground that such exemption is necessary in order to enable such factory to deal with an exceptional press of work.

(3) In such circumstances and subject to such conditions as may be prescribed, nothing in section 21, section 22, section 27 or section 28 shall apply to work on urgent repairs.

31. Where, under the provisions of sub-section (1) of section 30, any factory has been exempted from the provisions of section 27, every person employed in such factory for more than sixty hours in any one week shall be paid, in respect of the overtime, at a rate which shall be at least one and a quarter times the rate at which he is normally paid.

32. The Local Government may, subject to the Special exemptions for control of the Governor indigo, tea and coffee General in Council, by factories, notification in the local official Gazette, exempt any indigo factory or any factory situated on, and used solely for the purposes of, a tea or coffee plantation, from all or any of the provisions of sections 21 and 22, on such conditions, if any, as it may impose."

19. In sub-section (1) of section 33 of the said Act, for clauses (a) and (b), the words "on or before the date on which the factory commences working as such" shall be substituted.

20. For section 35 of the said Act, the following section shall be substituted, namely:—

"35. In every factory there shall be kept, in the prescribed form, a Register of workers, register of all the persons employed in such factory, of their hours of work and of the nature of their respective employment."

21. In section 36 of the said Act,—

(a) for clause (b) of sub-section (1), the following shall be substituted, namely:—

"(b) the periods of rest fixed under section 21";

(b) in clause (d) of sub-section (1), for the words "women and children, respectively, if not employed in shifts," the words "all persons employed" shall be substituted;

(c) after clause (d) of sub-section (1), the following shall be inserted, namely:—

"(e) the weekly holidays fixed under section 22."

**22.** In sub-section (2) of section 37 of the Amendment of section said Act,—  
37, Act XII of 1911.

(a) in clause (g) after the word "ventilation," the words "and artificial humidification" shall be inserted;

(b) in clause (j) after the word "machinery," the words "and electrical fittings" shall be inserted;

(c) after clause (j), the following clause shall be inserted, namely:—

"(jj) the definition of 'persons' under section 29 who shall be deemed to be persons holding positions of supervision or management or persons employed in a confidential capacity."

**23.** After section 38 of the said Act, the following section shall be inserted, namely:—  
Insertion of new section 38A in Act XII of 1911.

"38A. The Governor General in Council may make rules for the prevention of anthrax. Rules for prevention adequate disinfection of wool used in factories which may be infected with anthrax spores."

**24.** In section 39 of the said Act,—  
Amendment of section 39, Act XII of 1911.

(a) in sub-section (1) for the word and figures "section 38," the words and figures "sections 38 and 38A" shall be substituted;

(b) in sub-section (2), for the words and figures "sections 37 and 38," the words and figures "sections 37, 38 and 38A" shall be substituted.

**25.** In section 41 of the said Act,—  
Amendment of section 41, Act XII of 1911.

(a) in clause (f), for the word "machinery or boilers," the words "machinery, electrical fittings or boilers" shall be substituted;

(b) in clause (g), for the words and figures "or section 18," the words and figures "section 18, section 18A or section 19B" shall be substituted;

(c) for the words "two hundred," the words "five hundred" shall be substituted.

**26.** In section 43 of the said Act, for the words "two hundred" the words "five hundred" shall be substituted.  
Amendment of section 43, Act XII of 1911.

**27.** After section 43 of the said Act, the following section shall be inserted, namely:—  
Insertion of new section 43A in Act XII of 1911.

"43A. Where under this Act a Criminal Court imposes a fine or confirms in appeal, revision or otherwise, a sentence of fine in respect of an offence causing bodily injury or death, the Court may, when  
Power of Court to pay compensation out of fine.

passing judgment, order the whole or any part of the fine recovered to be paid as compensation to the person injured or, in the case of his death, to his legal representative:

Provided that, if the fine is imposed in a case which is subject to appeal, no such payment shall be made before the period allowed for presenting the appeal has elapsed, or, if an appeal has been presented, before the decision of the appeal."

**28.** In section 48 of the said Act, at the end of sub-section (2), the words and figures "or section 44" shall be added.  
Amendment of section 48, Act XII of 1911.

**29.** In section 50 of the said Act,—

Amendment of section 50, Act XII of 1911.

(a) in sub-section (1), for the words and figures "or section 18," the words and figures "section 18, section 18A or section 19A" shall be substituted;

(b) after sub-section (3), the following sub-section shall be inserted, namely:—

"(4) Except in the case of an appeal against an order under section 19A, the appellate authority may, on the application of the appellant, suspend the operation of an order of the Inspector pending the decision of the appeal. But where no such suspension has been granted, such order shall be complied with notwithstanding the fact that an appeal has been presented."

**30.** In sub-section (2) of section 51 of the said Act, for the words and figures "section 24, clause (a) and section 29," the words and figures "and section 24, clause (a)" shall be substituted.  
Amendment of section 51, Act XII of 1911.

**31.** In section 52 of the said Act, for the words and figures "section 28 and section 32," the words and figures "section 27, section 28 and section 31" shall be substituted.  
Amendment of section 52, Act XII of 1911.

**32.** For Schedules I and II to the said Act, the Schedule contained in Schedule I to this Act shall be substituted.  
Amendment of Schedules to Act XII of 1911.

**33.** The provisions of the said Act specified in Schedule II are hereby repealed to the extent shown in the second column thereof.  
Repeals.

#### SCHEDULE I.

SCHEDULE TO BE SUBSTITUTED IN THE INDIAN FACTORIES ACT, 1911.

(See section 32.)

"THE SCHEDULE.

(See section 19B.)

#### PART I.

1. Work at a furnace where the reduction of treatment of zinc or lead ores is carried on:

2. The manipulation, treatment, or reduction of ashes containing lead, the desilverising of lead or the melting of scrap lead or zinc:



3. The manufacture of solder or alloys containing more than ten per cent of lead :

4. The manufacture of any oxide, carbonate, sulphate, chromate, acetate, nitrate, or silicate of lead :

5. Mixing or pasting in connection with the manufacture or repair of electric accumulators :

6. The cleaning of work-rooms where any of the processes aforesaid are carried on.

#### PART II.

1. Where dust or fume from a lead compound is produced in the process, provision must be made for drawing the fume or dust away from the persons employed by means of an efficient exhaust draught so contrived as to operate on the dust or fume as nearly as may be at its point of origin :

2. The persons employed must undergo the prescribed medical examination at the prescribed intervals, and the prescribed record must be kept with respect to their health :

3. No food, drink, or tobacco, shall be brought into, or consumed in, any room in which the process is carried on, and no person shall be allowed to remain in any such room during meal times :

4. Adequate protective clothing in a clean condition shall be provided by the employer and worn by the persons employed :

5. Such suitable cloak-room, mess-room and washing accommodation as may be prescribed shall be provided for the use of the persons employed :

6. The rooms in which the persons are employed, and all tools and apparatus used by them, shall be kept in a clean condition."

#### SCHEDULE II.

(See section 33.)

#### REPEALS.

Section 2 . . . .	Clause (4).
Section 23 . . . .	Sub-sections (2), (3) and (4).
Section 36 . . . .	Sub-section (4).
Section 38 . . . .	The words "from time to time."
Section 55 . . . .	The whole.
Section 59 . . . .	Ditto.

H. MONCRIEFF SMITH,  
*Secretary to the Government of India.*

